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Socket No: 264-002

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
: C. STEVEN SMITH :
: : Group Art Unit 1614
Serial No: 10/660,841 :
: :
Filed: September 12, 2003 :
: :
For: NOVEL COMPOSITION AND METHOD FOR TREATMENT OF UPPER
RESPIRATORY CONDITIONS

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicant hereby discloses to the Examiner under 37 CFR §1.56 and 37 CFR §1.97(e)(1) as revised (65 FR 54604) and effective November 7, 2000, the information listed on the attached Form PTO/SB/08A.

The two (2) items of information contained in the Information Disclosure Statement were first cited in a Patent Cooperative Treaty (PCT) International Search Report (ISR) for a counterpart foreign application for the above-referenced invention, International Application No. PCT/US03/29095. The PCT ISR was completed, citing the disclosed information, on April 22, 2004, not more than three (3) months prior to the filing of the present Information Disclosure Statement.

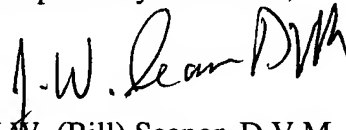
Applicant specifically emphasizes that this statement, and/or the act of providing copies of these references, is not to be construed as an admission that all or any

of the references are prior art to the specific invention disclosed and claimed. Also, nothing in this statement is to be construed as a representation that this is the only information to be found, or the best. It, however, is the only additional information known to the applicant at this time that is believed to meet the requirements of 37 CFR §1.56. If additional qualifying references or other information is discovered in the future, such will be submitted promptly to fulfill applicant's continuing duty of disclosure under 37 CFR §1.99.

As all of the references listed are in English, under 37 CFR §1.98(a)(3), no commentary is required. A copy of each reference, together with a listing on form PTO/SB/08A, is submitted herewith. Applicant respectfully solicits the Examiner's consideration of the cited references and entry thereof into the record of this application.

No additional fees are believed to be due, however, the Commissioner is hereby authorized to change any additional fee deemed to be due to Deposit Account No. 19-4430.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J.W. Seanor" followed by a stylized monogram or flourish.

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PTO/SB/08A (08-03)
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

| | |
|------------------------|--------------------|
| Application Number | 10/660,841 |
| Filing Date | September 12, 2003 |
| First Named Inventor | Smith, Steven C. |
| Art Unit | 1614 |
| Examiner Name | |
| Attorney Docket Number | 264-002 |

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|-------|---|----|---|
| Sheet | 1 | of | 1 |
|-------|---|----|---|

U. S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

[illegible]

| | |
|-----------------------|--------------------|
| Examiner Signature | Date Considered |
|-----------------------|--------------------|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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